

Camden County Board of Commissioners

Regular Meeting

July 16, 2007

7:00 P.M.

**Historic Courtroom, Courthouse Complex
Camden, North Carolina**

MINUTES

The regular meeting of the Camden County Board of Commissioners was held on Monday, July 16, 2007 at 7:00 p.m. in the Historic Courtroom, Courthouse Complex, Camden, North Carolina. The following members were present:

Chairman Jeffrey B. Jennings
Vice Chairman Philip Faison
Commissioners Melvin J. Jeralds, and Mike Andrews

Chairman Jeffrey Jennings called the meeting to order, gave the invocation and led the Pledge of Allegiance.

Public Comments

Brian Forehand, 104 Beechtree Drive, asked the Commissioners and new developers in county to consider the community, the people within the community where developments are taking place, and require developers to do something for the community; such as set parcels of land apart for community and children to use. Mr. Forehand also asked the Board to consider constructing a museum to preserve Camden County history.

Brian Meekins, 122 Baybreeze Drive, spoke regarding Shiloh Sharks football team and using the field at the Community Park. Mr. Meekins passed out copies of the Freedom of Information Act to Chairman Jeffrey Jennings, County Manager Randell Woodruff and Parks & Recreation Director Tim White.

Kenny Simmons, 538 Trotman Road, rebutted comments made by Brian Meekins.

Scott Nash, 164 Pier Loop Landing, spoke in support of Brian Meekins and the Shiloh Sharks.

Ann Forehand, 104 Beechtree Drive, spoke regarding development in the county and urged the Commissioners to turn six (6) acres on Milltown Road into a recreation area for the safety of the children in the Milltown area because there is no common area for kids to play. Mrs. Forehand also spoke regarding the need of a county museum.

Consideration of Agenda

Chairman Jeffrey Jennings amended the agenda as follows: Move *Item VIII. New Business, I. Commissioner Appointment to Item III. 1.*; Add *Item III. 2. Brian Meekins*; Move *Item VIII. H. Community Park Grading & Stormwater Contract to Item III. 3.*; Remove *Item VII. G. Public Hearing – 2005 Community Development Block Grant #03-C-1210 – NCDC IDA*; Remove *Item VIII. New Business, G. Consideration of 2004 Community Development Block Grant #03-C-1210 – NCDC ID*; add *Personnel to Closed Session*; add *Item VIII. New Business, N. FY2007-08 Home & Community Care Block Grant (HCCBG) for Older Adults – County Funding Plan from Albemarle Commission.*

Commissioner Mike Andrews asked that *Item VIII. New Business, O. Government Documents* and *Item VIII. New Business, P. Role Models* be added to the agenda.

Commissioner Philip Faison made a motion to approve the agenda as amended. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Commissioner Appointment

Commissioner Mike Andrews publicly thanked former Commissioner Carolyn Riggs for serving as a Commissioner.

Chairman Jeffrey Jennings stated that at this time the Board would give consideration to the Commissioner appointment to replace former Commissioner Carolyn Riggs' position.

Commissioner Mike Andrews made a motion to appoint Sandra Duckwall to replace the vacant position of former Commissioner Carolyn Riggs with a term expiring December 2008. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Chairman Jeffrey Jennings informed Mrs. Duckwall that she would be sworn in at 7:45 a.m. at the August 6, 2007 Commissioners meeting by Judge Cole or Judge Eula E. Reid. Chairman Jeffrey Jennings instructed the Clerk and County Manager to have all the necessary documents in place for the swearing in ceremony.

Brian Meekins

Chairman Jeffrey Jennings addressed comments and concerns that Brian Meekins made during Public Comments. Chairman Jeffrey Jennings assured Mr. Meekins that there is no disallowance of the use of Mr. Meekins teams of the field and asked Mr. Meekins to turn in his roster to Parks and Recreation Director Tim White for scheduling purposes.

Commissioner Philip Faison stated that his name was mentioned in the Daily Advance regarding this issue erroneously.

Tim White, Parks and Recreation Director, passed out and reviewed a report regarding the number of members in the Camden Bears and Shiloh Sharks teams. Mr. White stated that once the Grandy School and Community Park construction is completed, the problem will resolve itself because there will be three (3) plus acres of open space that can be utilized for football practice. Mr. White offered alternative open space practice areas in the county and stated that Monday through Friday the high school is using the field for soccer practice so there is only two and one half (2-1/2) hours of usable time for practice.

Community Park Grading and Stormwater Contract

The Community Park Project is being bid in phases to reduce overhead costs. Bids for Phase I (grading & drainage) were received on June 27, 2007.

Sean Robey, Hyman and Robey Engineers, recommended awarding Phase I of the project to the lowest bidder, Whitehurst Sand Company. Mr. Robey provided the Board with an amended budget and stated based upon the Board's motion, Hyman and Robey will be forwarding a second bid contract, second advertisement for bids for the stone and grading of the athletic tract as well as the grading of the infield in preparation of the soccer and football area. Mr. Robey submitted a drawing that was sent with the PARTIFF grant.

Commissioner Mike Andrews made a motion to award Phase I Community Park Project to Whitehurst Sand Company for \$279,500.00. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Recommendation from County Attorney Regarding May 7, 2007 and June 4, 2007 Regular Meeting Minutes – Consideration of Ordinance No. 2007-02-02 – A Proposed Ordinance Amending the Camden County Code of Ordinances (See Pg. 143)

County Attorney John Morrison referred to the verbatim minutes of the May 7, 2007 Commissioner meeting and stated the question is what the Board passed; whether or not an Ordinance requiring developers to pay for necessary pipeage for pressure that would

support fire hydrants was voted on separately or whether it was left in a larger proposal which was subsequently defeated.

Mr. Morrison referred to Commissioner Mike Andrews's statement, *"Ok. Then let me throw something in there that Mr. Chairman. I would like to make a motion that we keep the section about requiring the larger developments to be set up for future fire pressure and what have you."* Mr. Morrison stated that Commissioner Andrews went on to explain that if you did not do that, the citizens will have to pay for it when the developers are gone. Mr. Morrison quoted Chairman Jennings, *"Are you making that in the form of a motion"*. Commissioner Andrews, *"yes"*. Chairman Jennings, *"Commissioner Andrews has made a motion to approve the Section that has the adequate, let me find it, what page is it on Dan so I can find it"*. Dan says *Fire Hydrants. Section 151.182, etc.*, talking back and forth about what page it was on. Mr. Morrison stated Chairman Jennings stated *"Ok. Fire Hydrants. Commissioner Andrews has made a motion that every major subdivision that is served by South Camden Water and Sewer District or South Mills Water District with at least six inch lines shall include a system of fire hydrants sufficient to provide adequate fire protection for the buildings located or intended to be located within the development. Fire hydrants shall flow a minimum 500 gallons per minute with a residual of 20 PSI. That's your motion?"* Commissioner Andrews replied *"yes sir"*.

Mr. Morrison stated that up to this point it was clear to him (Mr. Morrison) that Commissioner Andrews was talking about a separate independent motion and then Commissioner Jeralds asked for clarification *"that it is to be left in or taken out"*. Mr. Morrison stated that in other words that it is to be left in the ordinance as a whole, which is many parts to it, or to be taken out. Commissioners Andrews says *"left in"*.

Mr. Morrison stated here is where the confusion is....that statement right there, *"left in"*, could certainly be interpreted to mean to be left in the whole ordinance which subsequently later failed, but Mr. Andrews goes on and explains that he lives in one of these areas where you can actually see the pressure cut, etc. Mr. Morrison stated that he (Mr. Morrison) thought that Commissioner Andrews's intent that Commissioner Andrews expresses is that Commissioner Andrews wants that voted on independently. Although, it is certainly confusing when he says *"left in"*. Mr. Morrison stated that Commissioners Jeralds and Riggs stated simultaneously *"it is already in there"*. Commissioner Andrews replied, *"No, I am not taking it out. I want it voted on."* Mr. Morrison stated it would seem to express the intention that it be voted on individually and Chairman Jennings says *"I believe he wants that approved separately"* and further stated *"he wants it approved separately from the rest of the ordinance as Mr. Jeralds' was."* (Mr. Morrison stated that previously Mr. Jeralds has one item approved out of the entire ordinance was his opinion that the motion passed.) *"That's why he is doing it like that. His motion is to approve that particular change in the ordinance, which is the Fire Hydrant change so that Fire Hydrants shall, etc. Is that your motion; is that correct?"* Answer, *"yes"*. Chairman Jennings, *"That is the motion on the floor from Commissioner Andrews. All in favor signify by saying aye."* Mr. Morrison stated that there were no negative votes and it would be his opinion that it passes.

Mr. Morrison referred to the verbatim minutes of the June 4, 2007 Commissioners meeting. By this time there is some concern as to what the Board voted on. The Board asked for Mr. Morrison's opinion at the June 4, 2007 Commissioners meeting and Mr. Morrison replied that Mr. Andrews's motion was to leave it in the proposal that had not yet been passed.

Mr. Morrison asked that the minutes of the May 7, 2007 meeting be read and stated that he did not think the minutes of the May 7, 2007 meeting are accurate. Mr. Morrison stated that accordingly the advice he gave the Board at the June 4, 2007 meeting since he had not seen the transcript would be incorrect. The larger ordinance was subsequently defeated which the Board thought the fire hydrant was a part, so now there are conflicting minutes of which staff needs guidance.

Mr. Morrison stated, *"It is my opinion, Mr. Chairman that based on the verbatim transcript that the motion was stated to pass the requirement of the fire hydrants and the*

water pressure as a stand alone ordinance. That was passed unanimously. And I don't think it is ambiguous. You later expressed, however, by defeating the entire larger proposal with the understanding that the fire hydrant provision was contained therein, you voted in effect, not to have the fire hydrant requirement, but it was voted down as a part of the whole. Therefore, if it the sense of the Board that you do not want the fire hydrant requirement and the pressure to be borne by the developers, you must move to repeal that, because as we sit here now, it is my opinion that you have passed it. You may have erroneously and misunderstood what was happening and there is some confusing language but I think the interpretation would be that it passed. Indeed, Chairman Jennings, before there was a vote, said "I believe he wants that approved separately and then again he wants it approved separately from the rest of the ordinance just like what Mr. Jeralds did." Then you vote unanimously to do that."

Commissioner Mike Andrews stated it was his opinion that his motion stands.

Attorney John Morrison stated that it is his (Mr. Morrison) opinion Mr. Andrews motion does stand but the Board needs to clean up the minutes in one regard or the other. The Board can make a motion to repeal the proposal which has passed, or correct the minutes to reflect that it was passed period, not just left in the ordinance and should read *"Commissioner Mike Andrews made a motion to keep Section 151.182 Fire Hydrants in Ordinance No. 2007-02-02."*

Commissioner Mike Andrews made a motion that the minutes of the May 7, 2007 be corrected as interpreted by the County Attorney and that the motion should read *"Commissioner Mike Andrews made a motion to keep Section 151.182 Fire Hydrants in Ordinance No. 2007-02-02 which requires larger developers to provide adequate fire pressure."* The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Commissioner Melvin Jeralds made a motion to set public hearing for repeal of Article 151.182 Fire Hydrants on August 6, 2007 at 8:00 a.m. or as soon thereafter as the agenda allows. The motion passed with Commissioners Melvin Jeralds, Philip Faison and Chairman Jeffrey Jennings voting aye; Commissioner Mike Andrews voting no; no Commissioner absent; and no Commissioner not voting.

Corrected and approved (on May 7, 2007) Ordinance No. 2007-02-02 reads as follows:

Ordinance No. 2007-02-02

An Ordinance Amending the Camden County Code of Ordinances

Camden County, North Carolina

BE IT ORDAINED BY THE CAMDEN COUNTY BOARD OF COMMISSIONERS as follows:

Article I: Purpose

The purpose of this Ordinance is to amend the Article 151 of the Camden County Code of Ordinances of Camden County, North Carolina, which was originally adopted by the County Commissioners on December 15, 1997, and subsequently amended and as otherwise incorporated into the Camden County Code.

Article II. Construction

For purposes of this Ordinance, underlined words (underline) shall be considered as additions to existing Ordinance language and strikethrough words (~~strikethrough~~) shall be considered deletions to existing language. New language of proposed ordinance shall be shown in italics (*italics*) and underlined.

**Article III. Amend Section 151 as amended of the Camden County Code
which shall read as follows:**

CHAPTER 151: UNIFIED DEVELOPMENT

§ 151.182 FIRE HYDRANTS.

(A) Every major subdivision that is served by ~~a county-owned water system~~ South Camden Water & Sewer District or South Mills Water District ~~or a private/public central water system~~ with at least six-inch lines shall include a system of fire hydrants sufficient to provide adequate fire protection for the buildings located or intended to be located within the development.

(B) The presumption established by this chapter is that to satisfy the standard set forth in division (A) above, fire hydrants must be located so that not more than 500 linear feet, measured along the centerline of the street right-of-way, separates a property within the development and a fire hydrant. However, the permit issuing authority may authorize or require a deviation from this standard if another arrangement more satisfactorily complies with the standard set forth in division (A) above.

(C) The permit issuing authority, after consultation with local fire officials, shall determine the precise location of all fire hydrants. Preferably, fire hydrants shall be placed six feet behind the curb line of publicly dedicated streets that have curb and gutter and must be placed within ten feet of a public or private road or street.

(D) The permit issuing authority shall, after consultation with local fire officials, determine the design standards of all hydrants based on fire flow needs. Unless otherwise specified, all hydrants shall have two 2½-inch hose connections and one 4½-inch hose connection. The 2½-inch hose connections shall be located at least 21½ inches from the ground level. All hydrant threads shall be national standard threads.

(E) Water lines that serve hydrants shall be at least six-inch lines and, unless no other practicable alternative is available, no lines shall be dead-end lines and they shall be looped where practical.

(F) When served by a county-owned or a private/public central water system, all conversions of existing structures to non-residential uses and all new construction projects, excluding single-family and two-family dwellings, that are less than 1,000 feet from an existing fire hydrant shall be required to extend the line and install a new fire hydrant within 500 feet of their parcel.

(G) Fire hydrants shall flow a minimum five hundred (500) gallons per minute with a residual of twenty (20) PSI (pounds per square inch).

~~(G)~~ H Subdivisions of five lots or less shall be exempt from this requirement, provided all five lots are within one parcel/tract of land. Additional lots subdivided from the one parcel/tract of land shall comply with the fire hydrant requirement.

§ 151.183 ~~WATER SUPPLY FOR FIRE PROTECTION IN DEVELOPMENTS NOT SERVED BY THE PUBLIC WATER SUPPLY SYSTEM.~~ RESERVED FOR FUTURE USE

~~Every major residential development containing 20 or more lots and every non-residential subdivision containing ten or more lots shall provide a supply of water that is sufficient to provide adequate fire fighting capability with respect to every building that is reasonably expected to be constructed within the development.~~

~~(A) The Administrator shall determine the types, sizes, dimensions and spatial relationships of buildings anticipated within the development by using the best~~

~~information available, including, without limitation, market experience, the developer's plans and the list of permissible uses in § 151.334 and other requirements set forth in this chapter.~~

~~(B) The developer may provide the required water supply by resort to ponds, wells, cisterns, above ground storage tanks, water lines, where a community water supply system is installed, any combination of the foregoing, or any other means, so long as the facilities satisfy the requirements of this section.~~

~~(C) The water supply facilities may be located on or off the site of the development. However, off site facilities shall be acceptable only if the developer has a sufficient legal interest in the facilities to ensure that the facilities will be available to serve the development as long as they are needed.~~

~~—(D) The water supply facilities must be of the size and so located that within 2,500 feet of every anticipated building in the development a sufficient volume of water is available at all times of the year to supply the water flow needed to suppress a fire on each building~~

(E) In determining needed water flow for anticipated buildings, the Administrator shall be guided by the standards promulgated by the Insurance Service Office, which standards shall be available in the office of the Administrator. ~~However, the Administrator may modify these standards warranted upon the advice of the Chief of the applicable Volunteer Fire Department to the end that the basic objective of this section set forth above might most reasonably be satisfied.~~

~~—(F) Water supply sources shall be so located so that fire fighting vehicles will have ready access to the sources at all times. A hard surfaced roadway shall be provided to the water source as well as a hard surfaced, turnaround area of sufficient dimensions to facilitate access by fire fighting vehicles to and from the water source.~~

~~—(G) Water supply sources shall be provided with the necessary equipment and connections (such as, dry hydrants in ponds) to ensure that fire fighting equipment can draw water from the sources in the most efficient manner reasonably possible.~~

~~—(H) The developer or his or her successor shall be responsible for ensuring that all water supply sources, access roadways and other facilities or equipment required under this section are maintained.~~

§ 151.334 TABLE OF PERMISSIBLE USES.

The following is the table of permissible uses.

[illegible]

1.22	Primary residence with accessory apartment	S									
1.23	Duplex	S									
1.24	Two-Family Apartment	S									
1.3	Multi-Family Residences										
1.31	Multi-Family Conversion				S		S	S			
1.32	Multi-Family Townhomes				S						
1.33	Multi-Family Apartments				S						
1.4	Homes Emphasizing Special Services, Treatment or Supervision										
1.41	Homes for handicapped, aged or infirm				S	S					
1.42	Nursing care, intermediate care homes				S	S					
1.43	Child Care Homes	S	S	S	S	S			S		
1.44	Halfway Houses							S			
1.45	Family care home; provided there is a half mile between them measured from lotlines				S	S	S	S			
1.46	Family care homes for the aged				S	S	S	S			
1.5	Miscellaneous rooms for rent situations										
1.51	Rooming houses, Boarding houses				S	S	S	S	S		
1.52	Bed and Breakfast establishments	S			S	S	S		S		
1.53	Tourist homes (renting by day or week					S	S	S			
1.54	Hotels, motels and similar businesses						S	S			
1.55	Hunting and Fishing Lodges						S	S	S		
1.6	Temporary Emergency Construction and Repair of Residences	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z
1.7	Home Occupations	S	S	S	Z	Z	Z	Z	S-Z	Z	Z
2	Sales and Rental of Goods, Merchandise and Equipment										
2.1	No storage/display of goods outside fully enclosed structure										
2.11	High Volume Traffic Generation										
2.111	Convenience Store				Z	Z	Z	Z			
2.112	Other				Z	Z	Z	Z		S	S
2.12	Low Volume Traffic Generation				Z	Z	Z	Z		Z	Z
2.13	Wholesale Sales						Z	Z		Z	Z
2.2	Storage/Display of Goods Outside Fully Enclosed Allowed										
2.21	High Volume Traffic Generation				S	S	S	S		S	S
2.22	Low Volume Traffic Generation						S	S		S	S
2.23	Wholesale Sales						S	S		S	S
2.3	Shopping Centers – Subject to Article 151.347 (R)						S	S			
3	Office, Clerical, Research and Services not primarily related to goods or merchandise										
3.1	All operations conducted entirely within fully enclosed building										
3.11	Operations designed to attract and serve customers or clients on the premises, such as the offices of attorneys, stock brokers, travel agents, and other professions				Z	Z	Z	Z			
3.12	Operations designed to attract little or no customer or client traffic other than employees of the entity operating the use				Z	Z	Z	Z		S	S

3.13	Offices or clinics of physicians or dentists with not more than 10,000 square feet of gross floor area				Z	Z	Z	Z	C	S	S
3.14	Government Offices				Z	Z	Z	Z		Z	Z
3.2	Operation conducted within or outside fully enclosed building										
3.21	Operations designed to attract and serve customers or clients on the premises				S	S	S	S		S	S
3.22	Operations designed to attract little or no customer or client traffic other than employees of the entity operating the use				S	S	S	S		S	S
3.23	Banks with drive-in windows				S	S	S	S			
4	Manufacturing, Processing, Creating, Repairing, Renovating, Painting, Cleaning, Assembling of Goods, Merchandise and Equipment, Subject to Hereto										
4.1	All operations conducted entirely within fully enclosed building										
4.11	Majority of dollar volume of business done with walk-in trade				S	S	S	S	S	Z	Z
4.12	Majority of dollar volume business not done with walk-in trade				S	S	S	S	S	Z	Z
4.2	Operations conducted within or outside fully enclosed building									Z	Z
5	Educational, Cultural, Religious, Philanthropic, Social and Fraternal Uses										
5.1	Schools										
5.11	Elementary and Secondary (including associated grounds, athletic and other facilities)	S	S	S	S	S	S	S	S		
5.12	Trade or Vocational				S	S	S	S			
5.13	Colleges, community colleges (including associated facilities such as dormitories, office buildings and athletic fields, etc.)				S	S	S				
5.2	Churches, Synagogues and temples (including associated residential structures for religious personnel)	S	S	S	Z	Z	Z	Z	Z		
5.3	Libraries, museums, art galleries, art centers and similar uses (including associated educational and instructional activities)										
5.31	Located within a building designed and previously occupied as a residence or within a building having a gross floor area not in excess of 3,500 feet	S	S	S	S	S					
5.32	Located within any permissible structure				S	S	Z	Z			
5.4	Social, fraternal clubs, lodges, union halls and similar uses				Z	Z	Z	S			
6	Recreation, Amusement, Entertainment										
6.1	Activity conducted entirely within a building or substantial structure										
6.11	Bowling alleys, skating rinks, indoor tennis and racquetball courts, billiards and pool halls, indoor athletic and exercise facilities				S	S	S	S			
6.12	Movie Theaters				Z	Z	Z	Z			
6.2	Activity conducted primarily outside enclosed buildings or structures										
6.21	Privately owned outdoor recreation facilities such as golf and country clubs, etc. (But not including campgrounds), not constructed pursuant to a permit authorizing the construction of some residential development				S	S	S	S	S		

6.22	Publicly owned outdoor recreational facilities, such as athletic fields, golf courses, tennis courts, swimming pools, parks, campgrounds boat ramps and docks, etc. Not constructed pursuant to a permit authorizing the construction of another use (i.e. school)				S	S	S	S	S		
6.23	Golf driving ranges not accessory to golf courses, par 3 courses, miniature golf courses, skateboard parks, water slides, and similar uses						S	S			
6.24	Horseback riding, schooling and boarding facilities provided that when its in a GUD district, a minimum of 10 acres is required (and not constructed pursuant to a permit authorizing a residential development)				S	S	S		S -Z		
6.25	Automobile and motorcycle racing tracks									S	S
6.251	Competitive go-kart/ATV race track									S	S
6.26	Drive-in movie theaters						S	S			
6.27	Private Campgrounds										
6.271	Travel trailers allowed						S	S	S		
6.272	Travel trailers prohibited						S	S	S		
6.28	Petting Zoo						S	S	S		
6.29	Recreational grounds						S	S	S		
6.3	Outdoor firing ranges, subject to Article 151.347(S)										
7	Institutional Residences or Care/Confinement facilities										
7.1	Hospitals, clinics other medical (including mental health) treatment facilities in excess of 10,000 square feet in gross floor area				Z	Z	Z	Z		S	S
7.2	Nursing care, intermediate care, handicapped, infirm or child care institutions				S	S	S	S			
7.3	Institutions (other than halfway houses) where mentally ill persons are confined					S					
7.4	Penal and correctional facilities									S	S
8	Restaurants, Dance Halls, Bars, Night Clubs										
8.1	Restaurants										
8.11	No substantial carry-out or delivery service, no drive-in service, no service or consumption outside fully enclosed structure				Z	Z	Z	Z			
8.12	No substantial carry-out or delivery service, no drive in service, service or consumption outside fully enclosed structure				Z	Z	Z	S			
8.13	Carry-out and delivery service, consumption outside fully enclosed structure allowed, but no drive-in service				S	S	Z	S			
8.14	Carry-out and delivery service, drive-in service, service outside fully enclosed structure; with drive-in and delivery service					S	S	S			
8.2	Dance Halls, Bars and Nightclubs						S	S			
9	Motor vehicle and boat related sales and service operations										
9.1	Motor vehicle and boat sales or rental or sales and service				S	S	Z	Z			

[illegible]

29.2	Minor (see 151.260 for zoning permit authority when one lot created	S	S	S	S	S	S	S	S	S	S
29.3	Private access subdivision (see 151.260 for zoning permit authority when one lot created	S	S	S	S	S	S	S	S	S	S
30	Stockyards, slaughterhouses, rendering plants									S	S
31	Agribusiness uses	S	S					Z	Z	Z	Z
32	Miscellaneous Water Related Uses										
32.1	Boat Ramps										
32.11	Publicly owned	S	S	S	S	S	S	S	S	S	S
32.12	Privately owned, but open to the public on a fee basis					S	S	S	S		
32.2	Marians not associated with a residential development							Z			
33	Adaptive reuse of Historic Property	S	S	S	S	S	S	S	S	S	S
34	Land Application of Commercial Sludge and Commercial Liquid septage									S	S
35	Adult and Sexually Oriented Business (subject to Article 151.216)										S
NOTES TO TABLE:											
Z – Zoning Permit Required											
C – Conditional Use Permit Required											
S - Special Use Permit Required											
- The underpinning of a modular home shall be masonry with bricks covering all of the exposed masonry underpinning.											

Adopted by the Board of Commissioners for the County of Camden this 7th day of May, 2007.

(SEAL)

County of Camden

Jeffrey B. Jennings, Chairman
Camden County Board of Commissioners

ATTEST:

Ava Gurganus
Clerk to the Board

School Superintendent Ron Melchiorre – NCDOT – US158 Widening Project

Commissioner Melvin Jeralds made a motion for the county to work with Brady Wells of Hornthal, Riley, Ellis & Maland for the condemnation case related to the right of way on high school property for the US158 Widening highway project in conjunction with the School Board and negotiate with NCDOT. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Consideration of Minutes – June 4, 2007 Regular Meeting

Commissioner Philip Faison made a motion to approve the minutes of the June 4, 2007 regular meeting subject to correction of typographical and technical errors. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman

Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Public Hearing – Special Use Permit Application (UDO 2007-04-10) Minor Subdivision – Jo Ann Trueblood

Chairman Jeffrey Jennings called for a motion to go into public hearing.

Commissioner Mike Andrews made a motion to go into public hearing to receive comments from the public regarding UDO 2007-04-10. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Attorney Ben Gallop, representing Mrs. Trueblood, stated they were willing to go forward tonight.

Chairman Jeffrey Jennings requested the Clerk swear in anyone wishing to testify at one time.

The Clerk administered the oath to Dan Porter, Jo Ann Trueblood, Attorney Ben Gallop, and Peggy Kight.

Chairman Jeffrey Jennings: We are in public hearing Special Use Permit Application UDO 2007-04-10 Minor Subdivision Jo Ann Trueblood.

Dan Porter: *Mr. Chairman this is a special use permit that was presented to you at the last public hearing.....Inaudible..... and at the time we asked for a statement from the Board declaring the reasons for that. We have determined there is a requirement that if a motion to approve a Special Use Permit failed, the second motion in order and that is to deny it and there need to be some statement based on code. At the time the issue was deferred and we set a public hearing to receive additional evidence either voted upon or against this issue and this is the public hearing.*

Chairman Jeffrey Jennings: *O.K. Let the record show Mrs. Trueblood is in attendance. I know you all have been sworn. Is there anyone...you can approach now for public comment.*

Ben Gallop: *Mr. Chairman, as I said before I am Ben Gallop, and I am representing Ms. Trueblood this evening. Are we going to have a full public hearing with rehashing what was said before or are we going to stand on the facts that was there before or add additional facts to this hearing.*

Attorney John Morrison: *What was elected to do was to reopen the public hearing. Accordingly, you will base your decision on the information you took at the last hearing, plus this hearing. I believe one of the issues that you had concern about was run off and accordingly the applicant may wish to address that. You had particular concerns about completed engineering reports or engineering certification. So, that I believe, would be what you should probably focus on and invite the applicant to comment upon that.*

Chairman Jeffrey Jennings: *Thank you.*

Attorney Ben Gallop: *....inaudible..*

Attorney John Morrison: *It is cumulative.*

Attorney Ben Gallop: *We do not need to go through the application?*

Attorney John Morrison: *No.*

Attorney Ben Gallop: *Mr. Chairman as you know you can set conditions on Special Use Permits and one of those conditions as staff has recommended would be the*

condition that an engineer certify that drainage or run off will not damage or harm the value of anyone's property. Mrs. Trueblood has engaged an engineer to do that. Of course since the last meeting, there hasn't been sufficient time for the engineer to go out and develop that plan and I would point out that this is a preliminary plat hearing and basically the purpose having preliminary plat hearing rather than just a final plat hearing is so that people can find out whether or not its something that can be done prior to going out and spending a sufficient amount of money on engineers, lawyers and other professionals to develop the exact plans to be built and approved on final plat hearing. So it not abnormal, if fact, typical for an engineering study not to be required at this stage but instead to have a conditional use as given by the Planning Department on this subject so if they can show .it won't effect that property but if they can't show this then they won't get a permit and in case they can not show that then they will not be able to subdivide the property.

Chairman Jeffrey Jennings: *Thank you.*

Mrs. Joann Trueblood: *Any questions for me?*

Chairman Jeffrey Jennings: *Anybody got any questions for Mrs. Trueblood? Thank you. Anyone else?*

Peggy Kight: *My name is Peggy Kight and I live at 380 Trotman Road. My property abuts Mrs. Trueblood's property and my concern is the water runoff. It is low land. I can just about tell you when my back yard is going to go under water and I am afraid that I could possibly be flooded out. I have been there almost forty (40) years and water does stand in my back yard when we have a heavy rain. And that is my concern.*

Chairman Jeffrey Jennings: *Anyone else? I have a question. If this plan is approved just by an engineer, and I know there is an engineer in here, if he approves it to be a doable project and there is a problem there, where does it come back to. Does it come back to the engineer, or....*

Attorney Ben Gallop: *I guess it would come back to the engineer if the engineer certifies it, it comes back to the engineer; the engineer certifies the capacity.*

Attorney John Morrison: *Well, it would...*

Chairman Jeffrey Jennings: *Eddie if you speak I got to swear you in.*

The Clerk administered the oath to Eddie Hyman.

Chairman Jeffrey Jennings: *That was my question. I mean if...*

Mr. Hyman: *We have been approached to do a study. She has talked to Kim in our office and came by and talked about looking at the drainage and see a potential problem and try to head off any impact of drainage of the proposed development. The ordinance as it exists requires that there is no increase at all. Design structures; if they fail, then the problem can come back. The structures are designed that once that structure is exceeded, then it becomes flow back. The structures have a design limit. Like she has flooding problems....inaudible... cause flooding problems in our county for flatlanders....inaudible... because we are so flat....but the studies will show that we are impacted by the minor subdivision, and we can address it. Shows a water problem, try to address it with some retention work or retaining water on site so there would not be a problem with developing. But we haven't even gotten into that, other than looking into the particular site and discussing what we need to do, but we have been approached and we will make sure it meets the current ordinance as written, that the net pre and net post runoff and debris will not be an issue.*

Chairman Jeffrey Jennings: *Thank you.*

Attorney Ben Gallop: *My only comment regarding is that basically everything the county approves upon from roads to subdivisions and anything else will require some*

sort of engineering plan and at some point everybody has to allow what they say for anything and that at the point we question their alliance on professional certifications it would undermine all of us.

Commissioner Mike Andrews: *Mr. Chairman I have a questions. Mr. Hyman, could I ask you a technical question? If you take a piece of land that is wooded, all right, cut timber off, just clear cut it, all right, not build on it but clear cut a piece of timber, would that, in your professional opinion, increase the run off?*

Mr. Hyman: *Yes sir.*

Commissioner Mike Andrews: *If you take a regular piece of property, trees cut it off...*

Mr. Hyman: *The least amount of run off generated is ...inaudible.... what we look at is what a rain drop does and how quickly it gets off. The forest and woodlands that we have produces the least amount of run off per rainfall for many of our tracks of land. Next to a well kept grassy yard, open farmland will be more efficient than ainaudible.....whereas the computer model that is used as to figure out how to concentrate and kind of concentration and volume of rain. Physically clear ...inaudible ...land into the open land, that is the biggest change of the impact.*

Commissioner Mike Andrews: *When someone is cleaning land like that, not for development, but just clearing land, timbering or farming, or whatever, do you do engineering studies for that or that's not really required.*

Mr. Hyman: *Forestry and farming type operations do not have guidelines like we hold the developers by inaudible....so when...inaudible.... for forestry and farming operations we try to hold some water back and we're being more and more aware of our environment today. The quicker the run off someone else is going to have to deal with it so we are trying to learn how to deal with this ...inaudible....The forestry service helps foresters with timber property and try to do it in a way thatinaudible... Yes, anytime you change the lay of the land you are going to impact runoff.*

Commissioner Mike Andrews: *Thank you.*

Chairman Jeffrey Jennings: *Anyone else?*

Attorney Ben Gallop: *Quick question. If impacted by changing the lay of the land are there particular ways to address that impact to reduce or minimize it to be even better than what is was before.*

Mr. Hyman: *That's correct. We look at the impact on the proposal... Lots of times potentiality the number show you ...inaudible.... commercial farmland to residential lot you are actually generating less run off even if you have someinaudible..... but that's what the studies show that we need to create large swells that will hold some water or some type of controlled device so that we met the ordinance that is written for pre and post run off conditions. Post run off conditions can exceed predevelopment run off, and in cases where we have taken it to wooded areas, you will see the retention ponds where you will see you will get more out of it in a period of time and that's the guidelines we use to redesign it.*

Chairman Jeffrey Jennings: *Thank you. Anyone else? Do I hear a motion to go out of public hearing on this Special Use Application?*

Commissioner Melvin Jeralds: *So moved.*

Chairman Jeffrey Jennings: *Commissioner Melvin Jeralds made a motion to go out public out. All those in favor signify by saying aye; all opposed like sign.*

The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Public Hearing - Ordinance No. 2007-07-01 – An Ordinance Amending the Camden County Zoning Map Rezoning Application – Archie and Patricia Sawyer – UDO 2007-04-38

Chairman Jeffrey Jennings called for a motion to go into public hearing.

Commissioner Philip Faison made a motion to go into public hearing to receive comments from the public regarding Ordinance No. 2007-07-01. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Planning Director Dan Porter reported that Archie and Patricia Sawyer applied for a rezoning application to rezone their property from R3-2 to R2 in order to replace their home that was destroyed by fire with a mobile home.

Mr. and Mrs. Sawyer would like to place a mobile home on their property because they can not afford to rebuild their home. Approximately one hundred (100) signatures of residents in the neighborhood signed a petition requesting Mr. and Mrs. Sawyer be allowed to put a mobile home on their property located at 1049 North Hwy NC343.

Chairman Jeffrey Jennings called for any comments.

David Burgess, 126 Run Swamp Road, stated that all the ordinances are designed to make it user friendly for the people of the county and that is what the Board needs to keep in mind. The ordinances should be flexible enough for consideration when there is a hardship involved and would like to see that considered in those types of situations.

Hearing no further comments, Commissioner Philip Faison made a motion to go out of public hearing. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Public Hearing - Ordinance No. 2007-07-02 – Proposed Amendments to Chapter 151 – Unified Development Ordinance – of the Camden County Code of Ordinances

Chairman Jeffrey Jennings called for a motion to go into public hearing.

Commissioner Philip Faison made a motion to go into public hearing to receive comments from the public regarding Ordinance No. 2007-07-02. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Planning Director Dan Porter stated that Ordinance No. 2007-07-02 has two (2) separate issues; Article 151.069 design standards relating to roof pitch in R2 zones and Articles 151.260 and 151.334 relating to minor subdivisions requiring a Special Use Permit.

Chairman Jeffrey Jennings called for any comments from the public.

Hearing no comments from the public, Commissioner Melvin Jeralds made a motion to go out of public hearing. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Public Hearing - Special Use Permit Application–UDO 2000-08-28 – Preliminary Plat Phase II – Deerfield Manor

Chairman Jeffrey Jennings called for a motion to go into public hearing.

Commissioner Philip Faison made a motion to go into public hearing to receive comments from the public regarding UDO 2000-08-28. The motion passed with

Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Chairman Jeffrey Jennings requested the Clerk swear in anyone wishing to testify at one time.

The Clerk administered the oath to Permit Technician Dave Parks and Eddie Hyman.

Permit Technician Dave Parks: *Mr. Chairman, Board, back in last year the Phase II preliminary plat review for Deerfield Manor was denied by the Board due to the adequate facilities for the schools with the construction of the elementary school and the moratorium. The applicant, represented by Hyman & Robey, has come back in and applied for Phase II of seventeen (17) lots of Deerfield Manor off of Horseshoe Road. The application went to the Planning Board and the Planning Board recommended approval with the conditions stated in the Findings of Facts which is contained in your package and staff at this time would like to submit as evidence. And in that packet you will see that the applicant has received the certificate for the capacity at the schoolsinaudible.... and Mr. Hyman is here....inaudible.....*

Mr. Hyman: *As Dave told you we were caught up in the moratorium in lieu of the subdivision and now we are trying to move...inaudible.... ask for approval and you as said the reason for denial was adequate facilities. The county is now ready to accept the student capacity for the seventeen (17) lots and we have approval of the CAPS to move ahead. As he mentioned the design criteria for Finding of Facts that we will try to meet as we get this approval. We meet the Land Use Plan for residential development for this area. We also meet the thoroughfare plan for the county. The property is already zoned for residential use in this area so no rezoning is required. The Health Department has approved....inaudible.....staff gives approval. All that responded, a few that did not respond, did not reply gave approval for the project. Like I said it is an ongoing project and we would like to move ahead with it now ...inaudible... I will be available for any technical questions you may have.*

Chairman Jeffrey Jennings: *Does anyone have any questions for Mr. Hyman? Any comment from the public on this? If not, thank you Mr. Hyman.*

Mr. Hyman: *Thank you.*

Chairman Jeffrey Jennings: *Do I hear a motion to go out of public hearing on this Special Use Permit?*

Commissioner Melvin Jeralds: *So moved.*

Chairman Jeffrey Jennings: *Commissioners Jeralds has made a motion to go out of public hearing. All those in favor signify by saying aye; all opposed like sign.*

The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Public Hearing - Special Use Permit Application – UDO 2007-05-09 – Minor Subdivision – Forrest Bartlett

Chairman Jeffrey Jennings called for a motion to go into public hearing.

Commissioner Mike Andrews made a motion to go into public hearing to receive comments regarding UDO 2007-05-09. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

The Clerk administered the oath to Permit Technician Dave Parks and Applicant Forrest Bartlett.

Permit Technician Dave Parks: *Mr. Chairman and the Board, Forrest Bartlett has applied for a minor subdivision, four (4) lot plus residual subdivision on property located on Milltown Road. The application went to the Planning Board on June 20, 2007 and the Planning Board recommended approval on a 5-0 vote with conditions as recommended in the Findings of Facts that staff is submitting as evidence to the Board on this application that meet all the requirements of the Code of Ordinances and it is in conformity with the county's land use plan. Mr. Bartlett is here to answer any questions.*

Chairman Jeffrey Jennings: *Anyone have any questions? Any comment from the public? If not, do I hear a motion to close public hearing on this Special Use Permit application?*

Commissioner Melvin Jeralds made a motion to close public hearing. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Public Hearing - Special Use Permit – UDO 2007-05-15 – Mining Operation – B & M Investments of NC LLC

Chairman Jeffrey Jennings called for a motion to go into public hearing.

Commissioner Philip Faison made a motion to go into public hearing to receive comments from the public regarding UDO 2007-05-15. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Chairman Jeffrey Jennings stated anyone wishing to speak had to be sworn.

The Clerk administered the oath to Planning Director Dan Porter, Applicant Garry Meiggs, Joyce Hartman, Mary Roberts, and Julie Roberts.

Planning Director Dan Porter: *Mr. Chairman this is a special use permit to establish a mining operation near the very far end of Ponderosa Road, which is a private road. The Planning Commission did meet and discuss this on June 18, 2007 and recommended approval on the conditions that the applicant maintain the road in its current road condition. You will note in the Findings of Facts the application was received and the..inaudible...was complete. The recommendation of the staff at the time was that the mining operation would be a danger to the public health and safety and therefore our recommendation of the Planning Board was to deny this permit. As I said they recommended approval. I'd simply like to enter the Findings of Facts as evidence and also just elaborate a little bit. The road into the project, narrow dirt road, there is currently a mining operation. Also, another mining operation at the end of the road, as a result of their operation and obviously there is good bit of volume traffic to go up and down the road. And the Planning Department and Commission has received several complaints over time period of that operation being in place in terms of the condition of the road and of the neighborhood. Also, I believe there has been an application subsequent to the current operation up there,inaudible... in the same vicinity that the county did approve a permit to allow operation but with the condition that they not use Ponderosa Road as a haul road and so they are currently using a road that is actually on the Virginia side of the line. But I did want to make you aware that the Findings of Facts does have that as the recommendation from the staff as reason why and the Planning Division, or Planning Board, is recommending approval.*

Chairman Jeffrey Jennings: *Anyone got any questions for Mr. Meiggs?*

Commissioner Mike Andrews: *Yes, Mr. Chairman. Operation summary, it is projected at the majority of the material excavated from this mine will be utilized as in conjunction with the proposed landfill site, directly to the South. So I guess it is going to carry on over to the landfill. Ok. Portions of the excavated material may however be utilized off site or anticipated average daily traffic load counts would be one hundred*

(100) loads with one (1) truck leaving approximately every six (6) minutes. An occasional large job would increase the traffic loads to approximately two hundred (200) loads per day with one (1) truck leaving every three (3) minutes. We've had several incidences when citizens have come in here and complained about the existing mining operation up there with the trucks, road deterioration, concerned about the children with the school buses, there has been a lot of reports of vehicles pulling out, loaded dump truck pulling out of 17 in front of people or trying to cut across traffic to get in there and at one I will say a school bus. This looks like a pretty big operation. You are planning on going down the dirt road right through the neighborhood, right?

Garry Meiggs: *To address the first issue about numbers of loads. I don't know where your numbers are coming from.*

Commissioner Mike Andrews: *Your paperwork.*

Garry Meiggs: *No.*

Commissioner Mike Andrews: *Somebody's paperwork.*

Garry Meiggs: *Those numbers were put forth for what was proposed what it would take to handle Black Bear. Let's make sure we understand this right now. I have no contracts, either verbal or written, with neither Waste Industries nor Black Bear. So to sit here and tell you where the materials will go, I can't answer that. This is a proposed project. It is entirely depending upon the market requirements, not just for this area but for the Tidewater area and southeast Virginia also. To say we are going to move fifty (50) loads a day move hundred (100) loads a day, I can not stand here, under oath, and tell you this is how many we are going to move because I don't know this. Obviously, the road is in much better condition than it has been in years past. The concern of Deerfield; Deerfield has one access to Ponderosa Road. They travel approximately 100' before it gets to state right of way. I do not see the issue.*

Commissioner Mike Andrews: *Well they will be merging out with trucks coming from out of there.*

Garry Meiggs: *There are stop signs both ways. Inaudible.....*

Commissioner Mike Andrews: *And the land behind Country Heritage up there was rezoned residential and at one time there was a gentleman, I believe his name was Davenport, was going to put over one hundred (100) homes up there, which would be*

Garry Meiggs: *All speculation.*

Commissioner Mike Andrews: *Yes sir, all speculation but I know first hand of the vehicles, dump trucks pulling out and what have you. I know at one time the other mining company was required to pave the road further back to cut down the dust. I see here from the paperwork that was provided to me that ya'll are going to maintain the road and what have you. Ok. These loads are on the paperwork you....and I agree...you don't know how many truck loads you are going to...*

Garry Meiggs: *Inaudible....*

Commissioner Mike Andrews: *Right. You don't probably know where the trucks will be, contractor trucks or will be your own trucks that would be licensed and taxed in North Carolina. The other mine, we were told that it was going to be, the vehicles were going to be registered in North Carolina and Camden so we get tax dollars but I personally saw two (2) Saturday come out of there with Virginia tags and they were owned by the same company. So that's neither here nor there, but I just wanted to ask you about that. Let me ask you this too. You mentioned here sixty (60) feet deep, the pit is going to be sixty (60) feet deep, approximately.*

Garry Meiggs: *That is absolutely impossible. The State sets these numbers.*

Commissioner Mike Andrews: *Ok.*

Garry Meiggs: That is State guidelines as well as the water issues and surrounding run off.

Commissioner Mike Andrews: *I don't have a concern with adjacent or surrounding areas and wells because the further, you would have to pump it out to be able to dig the sand out and I'm concerned about people's wells possibly going dry. There is no water line up there. It stops at the Welcome Center. Another concern I have is this is in close proximity to the landfill and you will have a hole and they will be up in the air and the potential to drain off into your sand pit.*

Garry Meiggs: *Well, it doesn't because.....inaudible.....*

Commissioner Mike Andrews: *Well, that's true. Have you considered, your property backs up to the state line, have you considered talking to Mr. Williams in Virginia and using that road that he used to haul sand out of there for when they were doing the four lanes for 17.*

Garry Meiggs: *When that was done, that was exactly what it was done for was the borrowing pit on 17 and the southeast corner. The material had to come out of Virginia.*

Commissioner Mike Andrews: *Is it possible that you could bring it out that way.*

Garry Meiggs: *Might be. Material used for landfill theninaudible...will not come out of the road.*

Commissioner Mike Andrews: *..... right straight across.*

Garry Meiggs: *We would put an access road across the existing ditch straight across. Obviously, every mile that you add on a vehicle today is dollars.*

Commissioner Mike Andrews: *I would imagine up there if you provide for the landfill you won't even need licensed trucks. You could probably use off road. Mr. Poole mentioned to me that once they go into operation, they build their road which is going to be on the south side of their property.*

Garry Meiggs: *I guess. Who mentioned to you?*

Commissioner Mike Andrews: *Mr. Poole of Black Bear, Waste Industries, indicated to me one time that when they get their operation going they plan on building a road to south of their property and he mentioned to me that as a good steward they would allow the existing sand pit to use that road and take the traffic out of that neighborhood.*

Garry Meiggs: *I personally have had similar conversation with Mr. Poole, but with the status of the landfill at the present time for him to do something such as that as to grant a right of wayinaudible...develop into that property there or not....*

Commissioner Mike Andrews: *That's true.*

Garry Meiggs: *In my opinion that is extremely premature.*

Commissioner Mike Andrews: *That's true but it did come up in conversation. That is why I was asking. So let me see if I understand this. The actual depth is really not known, impacts on nearby wells is not really known.*

Garry Meiggs: *It is not known but it is addressed in the permitting process. On the set of plans that I will provide for you, there are comments regarding that, that showed ...inaudible.....shows well problems, that it is our responsibility to address those issues then.*

Commissioner Mike Andrews: *I imagine that it would have to be addressed pretty rapidly...*

Garry Meiggs: *Absolutely.*

Commissioner Mike Andrews: *The reason I asked is because I have seen an issue where a person sunk well tips so he could put an in ground swimming pool in and had to suck the ground water out. In three (3) days time the adjacent properties pond was sucked dry because through the layers of soil and stuff. It was several hundred feet away, so I am just concerned about changing the wells, adjacent wells and I am also concerned about the leakage and one of my big concerns is traffic, which I am assuming you are going to come out that road, right?*

Garry Meiggs: *Yes sir.*

Commissioner Mike Andrews: *Is there any chance of you possibly talking to Mr. Williams and come out through his farmland land over there?*

Garry Meiggs: *We are willing to address different avenues, certainly.*

Commissioner Mike Andrews: *I'm just trying to work with everybody here.*

Garry Meiggs: *Inaudible.....*

Commissioner Mike Andrews: *So it is quite possible, going by this paperwork, might be one (1) truck, might be two hundred (200) trucks coming down there.*

Garry Meiggs: *...inaudible...*

Commissioner Mike Andrews: *You would be a lucky man if it was two hundred (200).*

Garry Meiggs: *That would be a good deal.*

Commissioner Mike Andrews: *That would be.*

Garry Meiggs: *....inaudible....state permitting process....to ignore a requirement of that state permit, pretty much brings me revokasion.....inaudible.*

Commissioner Mike Andrews: *On a personal note, I like you very much Garry. You are a really nice guy and we have had some good conversation but I am trying to look at realistic many times that have been problems with the existing, this is the second or third owner now, for that existing sand pit up there with speeding and stuff and school bus, what have you. I just trying to prevent having to go through this every couple of months.*

Garry Meiggs: *...inaudible....issue that would be involved with those trucks if you set up there inaudible the trucks that are operating there now are, personally might not be the most courteous guys but I personally have worked on 3-4 jobs with.....inaudible.....and they are not my ...inaudible...*

Commissioner Mike Andrews: *Ok.*

Garry Meiggs: *Me, personally, I am very impressed by the way inaudible.... So there is a question in my mind already.....inaudible.....*

Commissioner Mike Andrews: *I appreciate that. Thank you.*

Chairman Jeffrey Jennings: *Does anyone else have any questions for Mr. Meiggs. Some more were sworn in. Who was next?*

Lisa Hartman: *Hello, my name is Lisa Hartman and I reside at 4400 Ballhack Road and I am here as a representative of my family who resides at 305 Ponderosa Drive and 299 Ponderosa Drive. The only real issue we have with Mr. Meiggs' borrow pit is the ingress and egress and the condition of the road as it exists now, which is extremely poor. The last borrow pit that was there was hauled out in their haul road at the Virginia state line or Virginia side of the state line and that was mandated by the Commissioners and state. At the previous borrow pit owned by Camden Yards that is now owned by EB Williams, they are required by the County, by your previous predecessors, to maintain the road. If I am not mistaken, it was stipulated that they are to grade the road on a daily basis. I work on a farm and I know what a grader is and what is happening now is the grade is simply an iron pipe being dragged behind a tantum truck and that is not maintaining the road to proper condition. I think, in my opinion, that the road should be paved. It is a private road once you drop off the asphalt behind the neighborhood at the front of Ponderosa Drive; it becomes a private road. I think the person that owns that road now should pave the road. It is not wide enough for a personal vehicle to pass a dump truck without someone pulling into the field ruining some ones crops. I think the road needs to be widened because it is continually washing out and it makes for an extremely dangerous situation for the residents who live on Ponderosa Drive. I understand from the residents in the neighborhood have different concerns about the residents who live on Ponderosa Drive, their concern is ingress and egress; going to work in the morning, coming home in the afternoon, trying to pass the trucks, and yes, the drivers are courteous but it is simply that the situation is not good. So, instead of griping about bad road, I would propose that in accordance with this proposal that the road be paved and widened by the current owner of the road. Any questions?*

Chairman Jeffrey Jennings: *Any questions?*

Lisa Hartman: *Thanks a lot but there is a lot going on down that road as well.*

Chairman Jeffrey Jennings: *Ok. Thank you.*

Mary Roberts: *My name is Mary Roberts and I live at 370 Ponderosa Drive, right next door to this mining operation. My concern is what you are going to do to the value of my property. My well is a major concern. Also, grandchildren's, their safety as well as myself and people who come to visit us going in and out of this road. What if we had an emergency and we are talking about fifty (50) one hundred (100) dump trucks, coming in and out all the time. Also, if the ditches are crushed and anything by these dump trucks, what happens if our property is flooded; if we have heavy rains there is a lot of water in the ditches as well as on the roads. I'm concerned too about if there are more than one (1) dump truck coming down the road at the same time and us trying to get through, if two (2) or three (3) dump trucks coming down trying to pass each other. You know, it's a road that is really bad that at different times because of weather and not being scraped or maintained. So, I am really concerned about my property and my well. Thank you.*

Chairman Jeffrey Jennings: *Thank you.*

Julie Roberts: *My name is Julie Roberts and I live on 373 Ponderosa. I did some measurements from my house to the road, estimate. I am not very good at measuring. From my house to the road is 120 feet. When I built my house it was required that I put these swells for drainage reasons and my septic lines run 80 feet from the septic tank. My husband, last year passed away from cancer and I carried him to therapy every day and there had been times when I did not know if I was going to get out on the road to get him to his therapy. The road just corrodes away in bad rain and then to put more wear and tear on the road is at the point now, that I can't get in or out and that is our only way of getting in or out. I also have a film where dump trucks have run into the big ditch. I have that on film. I have pictures of the trucks kicking up dust and letting this happen on this road is not good, and it is our only way of getting in or out.*

Chairman Jeffrey Jennings: *Thank you.*

Martin Myers: *My name is Martin Myers. I live at 109 Deer Trail and we have been here before. I am just wondering how it got here so quick. Last time we went through this you had to go through the Planning Commission first. You were on it at the time. Anyway, the road that they are going to use is not built for this. It is already starting to cave in several places; all the conduits that run under the road and feed that ditch are starting to cave in because those trucks are heavy, they are loaded, and all day long they are running back and forth. Now if he goes and puts a dump down here, the road is actually a private road and if it is a state road it should be paved. It's not. It's a dirt road that goes up to the end where the houses are. Now the original agreement with the people Camden Yards, who went belly up, and they had to sell to EB Williams because they lost so much money to EB Williams that EB Williams is back there mining for free right now. Which is another thing; Camden gets nothing out of this. They don't get any revenue out of this. Get revenue at \$5.00 a truck and you can take care of the rest. But anyway, operate under the same conditions that Camden Yards had originally. They worked from 7 in the morning to 6 at night in daylight savings time; from 7 in the morning to 5 at night on Eastern Standard Time and no weekends. That was what the agreement was. We've got signs up there when you hit the property where we live; it slows down from 25 to 10 mph. They go busting through there like they can't read and you mentioned at the intersection, you've got to stop and wait for the trucks. They cut grooves in the road* *It might be fifteen (15) trucks line up waiting for that 7:00 o'clock start. Said I did not like farmers, farmers has nothing to do with this. This is dust and that road is paved and the man that just left a little while ago is a Commander in the Navy has a brand new home up there and when they go down that road, it wraps the house up; you can't even see the house. If you run two hundred (200) trucks a day in that area it is going to be and he is getting a little ahead of himself. He wants to provide for the landfill. The landfill hasn't started yet. It has been approved for as far as we know. I haven't been approved all the way up to the state but he can start mining tomorrow. If you say yes, he can start mining tomorrow, but who is he going to give the dirt to? It will have to go to Virginia or somewhere here; it won't be local. There will be hundred of trucks pulling in and out of there before they even start the landfill. The landfill, the way I understand it, they are going to put a road in 1400 feet past Ponderosa. That is where they are going to come in. They are going to put an intersection in and a stop light because that is the only way you are going to get across there. If you don't have a stop light you will not be able to get past and they were going to buy out the present pit that was there, cut that road straight across from that pit to go over to their road and they were going to use that pit for the landfill. Why can't we use the road after they put it in. See they are going to cut that road in 1400 feet down further, or maybe even further because there is a big red barn there that Frank Williams built and never got a chance to use and I understand they are going to use that primarily for their offices to start. And that is a quarter of a mile away from where it is now. Ponderosa Road is not going to be able to take that punishment. You are going to beat that road down. You already lost one young man earlier this year. An 18 year old boy went into that ditch and died. I mean he died right there and that ditch is constantly full of water. Them trucks go by each other; I don't know how they get by each other. You can't see the other trucks pulling into the grass, so there is going to be another accident coming. We beseech you not to grant this permit at this time and to either table it until...I wasn't properly notified. Of sixteen (16) people who live in that area only four (4) that I know of got letters about this meeting. We were not properly notified. We want to have our say and really feel that that road is not going to handle all this. The traffic in the area is not going to handle this. You've got all those people coming off of the brand new four laned highway in Virginia, coming that way and going that way and they are going to meet head on with those trucks. Thank You.*

Chairman Jeffrey Jennings: *Mr. Myers for the record this has been before the Planning Board.*

Marvin Myers: *Excuse me?*

Chairman Jeffrey Jennings: *For the record, this has been before the Planning Board.*

Marvin Myers: *It has. See, I'd never know anything.*

Chairman Jeffrey Jennings: *And I have never sat on the Planning Board.*

Marvin Myers: *You won't. Like I said on the other one. It went before the Planning Board three (3) times. The Planning Board made those rules and regulations. They were not satisfied and brought it up here and you threw it out.*

Chairman Jeffrey Jennings: *Ok. Thank you. Is there anyone else?*

Dan Porter: *This public meeting has been properly advertised and was posted on the adjacent property owners and notified as required by law. All to people in here who live in the Deerfield area may not have gotten a letter. By law they are not necessarily required unless they are adjacent property owners. I also would like to point out that other conditions under which the Planning Board made their recommendation. One is that prior to any land disturbing activity, the applicant shall provide an Erosion and Sedimentation Control Plan approved by the NCDENR; prior to any land disturbing activity, applicant shall provide the Planning Office a copy of the approved mining permit approved by DENR; also that the applicant shall retain the cut over trees that lay within the buffer area indicated on site plans; also that the hours of operation will be similar to those placed on Camden Yards which will be April 1 - October 30, 7:00 a.m. – 6:00 p.m., Monday through Friday; November 1 – March 31, 7:00 a.m. – 5:00 p.m. Monday thru Friday. Those are pretty clear.*

Attorney John Morrison: *If I may Mr. Chairman make a comment as well? I believe you received, I don't know whether it is in your packet or not, a letter from the City of Chesapeake, signed by the Mayor. Do you have that?*

Chairman Jeffrey Jennings: *Yes sir. Does everyone have that letter?*

Attorney John Morrison: *All right, it is my advice to you that you not consider that letter and the reason you not consider that letter is that you are sitting for special use. You are sitting as a Quasi Judicial Board, therefore the testimony you receive must be under oath. This is not under oath. It is hearsay because lawyers have fancy definitions of hearsay but basically if you can't cross examine it, its hearsay. Now you can accept hearsay on some minor points even as Quasi Judicial Board, however this is objectionable material that if the City of Chesapeake felt strongly enough, they should have come down and testified then Mr. Meiggs could have cross examined them or whatever. So, for the record I think you should comment that this is not going to be considered*

Chairman Jeffrey Jennings: *Thank you. Is there anyone else who was sworn in would like to speak? Ok. For the record before we go out of public hearing, we will not accept the letter from Chesapeake. There is no one else? Do I hear a motion to go out of public hearing?*

Commissioner Melvin Jeralds: *So moved.*

Chairman Jeffrey Jennings: *Commissioner Jeralds has made a motion to go out of public hearing. All those in favor signify by saying aye; all opposed like sign.*

The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Public Hearing - 2004 Community Development Block Grant #03-C-1210 – Northeastern Community Development Corp. – Individual Development Account (IDA)

No public hearing was held due to the Division of Community Assistance (DCA) has to make a site visit before a public hearing can be held and the date of DCA's visit is unknown to NCDC at this time.

Consideration of Special Use Permit Application – UDO 2007-04-10 Minor Subdivision – Jo Ann Trueblood

Commissioner Mike Andrews made a motion to approve Special Use Permit Application - UDO 2007-04-10 – Minor Subdivision – Jo Ann Trueblood with the conditions stated in the *Findings of Facts*. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Closed Session

Attorney John Morrison requested a closed session for consultation with Attorney regarding Ordinance No. 2007-07-01.

Commissioner Mike Andrews made a motion to go into closed session. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

The Commissioners entered closed session at 9:49 p.m.

Commissioner Mike Andrews made a motion to come out of closed session and back into regular session. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

The Commissioner re-entered regular session at 9:55 p.m.

Consideration of Ordinance No. 2007-07-01 – An Ordinance Amending the Camden County Zoning Map – Archie & Patricia Sawyer – UDO 2007-04-38

Commissioner Mike Andrews made a motion to approve Ordinance No. 2007-07-01. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Approved Ordinance No. 2007-07-01 reads as follows:

Ordinance No. 2007-07-01

An Ordinance Amending the Camden County Zoning Map Camden County, North Carolina

Article I: Purpose

The purpose of this Ordinance is to amend the Zoning Map of Camden County, North Carolina, which was originally adopted by the County Commissioners on December 20, 1993, and subsequently amended.

Article II. Amendment to Zoning Map

The Official Zoning Map of Camden County, North Carolina, which was adopted on December 20, 1993, and subsequently amended, is hereby amended as follows:

The property currently shown in the Camden County Tax Assessor's Office as Parcel Identification Numbers (PIN) 01-7997-00-89-6539 is hereby re-zoned from Basic Residential (R3-2) to Mixed Single Family Residential (R2).

Article III. Penalty

1. Violations of the provision of this Ordinance or failure to comply with any of its requirements, including violations of any conditions and safeguards established in connection with grants of variances or Special Use or Conditional Use Permits, shall constitute a misdemeanor, punishable by a fine of up to five-hundred (\$500) dollars or a maximum thirty (30) days imprisonment as provided in G. S. 14-4.
2. Any act constituting a violation of the provisions of this Ordinance or a failure to comply with any of its requirements, including violations of any conditions and safeguards established in connection with the grants of variances or Special Use or Conditional Use Permits, shall also subject the offender to a civil penalty of one-hundred (\$100) dollars for each day the violation continues. If the offender fails to pay the penalty within ten (10) days after being cited for a violation, the penalty may be recovered by the county in a civil action in the nature of debt. A civil penalty may not be appealed to the Board of Adjustment if the offender was sent a final notice of violation in accordance with Article 151.568 and did not take an appeal to the Board of Adjustment within the prescribed time.
3. This Ordinance may also be enforced by any appropriate equitable action.

- 4. Each day that any violation continues after notification by the administrator that such violation exists shall be considered a separate offense for purposes of the penalties and remedies specified in this section.
- 5. Any one, all or any combination of the foregoing penalties and remedies may be used to enforce this Ordinance.

Article IV. Severability

If any language in this Ordinance is found to be invalid by a court of competent jurisdiction or other entity having such legal authority, then only the specific language held to be invalid shall be affected and all other language shall be in full force and effect.

Article V. Effective Date

This Ordinance is effective upon adoption.

Adopted by the Board of Commissioners for the County of Camden this 16th day of July 2007.

County of Camden

Jeffrey B. Jennings, Chairman
Camden County Board of Commissioners

ATTEST:

Ava Gurganus
Clerk to the Board

(SEAL)

Consideration of Ordinance No. 2007-07-02 – A Proposed Ordinance Amending the Camden County Code of Ordinances – Chapter 151 Unified Development Ordinance

Commissioner Melvin Jeralds made a motion to deny Article 151.069 in Ordinance No. 2007-07-02 as recommended by the Planning Board. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Commissioner Melvin Jeralds made a motion to approve Article 151.260 in Ordinance No. 2007-07-02 in accordance with the Planning Board recommendations. The motion passed with Commissioners Melvin Jeralds, Philip Faison and Chairman Jeffrey Jennings voting aye; Commissioner Mike Andrews voting no; no Commissioner absent; and no Commissioner not voting.

Approved Ordinance No. 2007-07-02 reads as follows:

Ordinance No. 2007-07-02

**A n Ordinance
Amending the Camden County
Code of Ordinances**

Camden County, North Carolina

BE IT ORDAINED BY THE CAMDEN COUNTY BOARD OF COMMISSIONERS as follows:

Article I: Purpose

The purpose of this Ordinance is to amend the Article 151 of the Camden County Code of Ordinances of Camden County, North Carolina, which was originally adopted by the County Commissioners on December 15, 1997, and subsequently amended and as otherwise incorporated into the Camden County Code.

Article II. Construction

For purposes of this Ordinance, underlined words (underline) shall be considered as additions to existing Ordinance language and strikethrough words (~~strikethrough~~) shall be considered deletions to existing language. New language of proposed ordinance shall be shown in italics (*italics*) and underlined.

**Article III. Amend Chapter 151 as amended of the Camden County Code
which shall read as follows:**

CHAPTER 151: UNIFIED DEVELOPMENT

§ 151.260 ABBREVIATED PROCEDURE FOR MINOR SUBDIVISIONS.

(A) The abbreviated procedure affords the sale of lots and/or tracts of land which qualify as subdivisions under the definition in the state statutes, but which have less impact on the county than would a subdivision which is larger or requires more extensive improvements.

(B) Subdivisions of land which involve no street right-of-way dedication, possible utility extension and where five or fewer lots, including the residual parcel, if any, result after the subdivision is completed require submission of a final plat in accordance with the contents requirements in § 151.261. A minor subdivision ~~involving the creation of only one lot (including any residual)~~ may be approved by a zoning permit so long as another lot (or lots) is not created on the original property within five years. If one or more additional lots are proposed to be created on the original property within five years of recording the lot that was authorized by zoning permit, then any further lot or lots must be approved by special use permit.

§ 151.334 TABLE OF PERMISSIBLE USES

29.000	Subdivisions											
29.100	Major	S	S	S	S	S	S	S	S	S	S	S
29.200	Minor (See 151.260 for zoning permit authority When one lot created)	<u>S</u> Z	<u>S</u> Z	<u>S</u> Z	<u>S</u> Z	<u>S</u> Z	<u>S</u> Z	<u>S</u> Z	<u>S</u> Z	<u>S</u> Z	<u>S</u> Z	<u>S</u> Z
29.300	Private access subdivision	S	S	S	S	S	S	S	S	S	S	S
30.000	Stockyards, slaughterhouses, rendering plants										S	S
31.000	Agribusiness uses	S	S						Z	Z	Z	Z
32.000	Miscellaneous Water-Related Uses											

Adopted by the Board of Commissioners for the County of Camden this 16th day of July, 2007.

County of Camden

(SEAL)

Jeffrey B. Jennings, Chairman
Camden County Board of Commissioners

ATTEST:

Ava Gurganus
Clerk to the Board

Consideration of Special Use Permit Application – UDO 2000-08-28 – Preliminary Plat Phase II Deerfield Manor

Commissioner Melvin Jeralds made a motion to approve Special Use Permit Application – UDO 2000-08-28 – Preliminary Plat Phase II Deerfield Manor with the conditions stated in the *Findings of Facts*. The motion passed with Commissioners Melvin Jeralds, Philip Faison and Chairman Jeffrey Jennings voting aye; Commissioner Mike Andrews voting no; no Commissioner absent; and no Commissioner not voting.

Consideration of Special Use Permit Application – UDO 2007-05-09 – Minor Subdivision – Forrest Bartlett

Commissioner Melvin Jeralds made a motion to recuse Commissioner Philip Faison from voting due to conflict of interest. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Commissioner Melvin Jeralds made a motion to approve Special Use Permit Application – UDO 2007-05-09 – Minor Subdivision – Forrest Bartlett with the conditions stated in the *Findings of Facts*. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; no Commissioner not voting, and Commissioner Philip Faison recused from voting.

Consideration of Special Use Permit Application – UDO 2007-05-15 – Mining Operation – B & M Investments of NC LLC

Commissioner Melvin Jeralds made a motion to table UDO 2007-05-15 until Monday, August 6, 2007 at 8:00 a.m. or as soon thereafter as the agenda allows. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Tax Collection Report – June 2007

Commissioner Melvin Jeralds motion to approve the tax collection report for June 2007 in the amount of \$147,762.69 as submitted by the Tax Administrator. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Refunds to be Issued by Finance Office

Commissioner Philip Faison motion to approve the refunds to be issued by the Finance Office in the amount of \$289.09 as submitted by the Tax Administrator. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Budget Amendments 2006-07-BA054 and 2006-07-BA055

Commissioner Melvin Jeralds made a motion to approve 2006-07-BA054 as submitted by the Finance Office. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

2006-07-BA054
CAMDEN COUNTY BUDGET AMENDMENT

BE IT ORDAINED by the Governing Board of the County of Camden, North Carolina that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2007.

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

ACCT NUMBER	DESCRIPTION OF ACCT	AMOUNT	
		INCREASE	DECREASE
Expenditures: 106900-597300	Loan to South Camden W/S	\$242,583.00	
Revenues: 10399400-439900	Fund Balance Appropriated	\$242,583.00	

Funds needed to cover South Camden W/S fund 30 deficit (part of debt service payment)

Approved by Budget Committee 7/5/07.

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, and to the Budget Officer and the Finance Officer for their direction. Adopted this 16th day of July, 2007.

Clerk to Board of Commissioners

Chairman, Board of Commissioners

Commissioner Philip Faison made a motion to approve 2006-07-BA055 as submitted by the Finance Office. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

2006-07-BA055
CAMDEN COUNTY BUDGET AMENDMENT

BE IT ORDAINED by the Governing Board of the County of Camden, North Carolina that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2007.

Section 1. To amend the Capital Reserve/South Camden W/S DistrictFund, the expenditures are to be changed as follows:

ACCT NUMBER	DESCRIPTION OF ACCT	AMOUNT	
		INCREASE	DECREASE

Expenditures:		
716600-567200	Well Sites	\$151,583.00
Revenues:		
30390720-439771	Transfer	\$151,583.00

This is a Capital Contribution (per LGC)
Cost of well sites purchased.

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, and to the Budget Officer and the Finance Officer for their direction. Adopted this 16th day of July, 2007.

_____ Clerk to Board of Commissioners	_____ Chairman, Board of Commissioners
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Budget Amendment 2007-08-BA001

Commissioner Melvin Jeralds made a motion to approve budget amendment 2007-08-BA001 as submitted by the Finance Office. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

2007-08-BA001
CAMDEN COUNTY BUDGET AMENDMENT

BE IT ORDAINED by the Governing Board of the County of Camden, North Carolina that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2008.

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

ACCT NUMBER	DESCRIPTION OF ACCT	INCREASE	AMOUNT
			DECREASE
Expenditures:			
104200-502000	Salaries	\$3,006.00	
104200-505000	FICA	\$ 230.00	
104200-507000	Retirement	\$ 150.00	
104200-507100	401(k)	\$ 150.00	
109990-500000	Contingency		\$3,536.00

This will result in a decrease of \$3,536.00 in the Contingency of the General Fund.
Approved at 7/2/07 Commissioners Meeting.

Balance in Contingency \$71,464.00

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, and to the Budget Officer and the Finance Officer for their direction. Adopted this 16th day of July, 2007.

_____ Clerk to Board of Commissioners	_____ Chairman, Board of Commissioners
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Albemarle Regional Health Services – Mosquito Control Contract

Commissioner Melvin Jeralds made a motion to approve the Mosquito Control contract in the amount of \$12,000.00 with Albemarle Regional Health Services and authorize the Chairman and necessary staff to execute the required documents. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Volunteer Form - Bradley Smith

Chairman Jeffrey Jennings acknowledged receipt of a Volunteer Form from Bradley Smith.

FY2007-08 Home and Community Care Block Grant (HCCGBG) for Older Adults County Funding Plan

Commissioner Melvin Jeralds made a motion to approve the FY2007-08 Home and Community Care Block Grant (HCCGBG) for Older Adults County Funding Plan as submitted by the Albemarle Commission and authorize the Chairman and necessary staff to execute the required documents. The motion passed with Commissioners Melvin

Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Government Documents

Commissioner Mike Andrews made a motion to retain tape recording of the Commissioners meetings for a minimum of one (1) year. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Role Models

Commissioner Mike Andrews made a motion that the Board of Commissioners submit to random drug and alcohol test. The motion failed with Commissioners Melvin Jeralds, Philip Faison, and Chairman Jennings voting no; Commissioner Mike Andrews voting aye; no Commissioner absent; and no Commissioner not voting.

SOUTH CAMDEN WATER & SEWER DISTRICT BOARD OF DIRECTORS

Chairman Jeffrey Jennings recessed the Board of Commissioners regular meeting and called the South Camden Water & Sewer District Board of Directors meeting to order at 10:25 p.m.

Member Philip Faison made a motion to adjourn the South Camden Water & Sewer District Board of Directors meeting at 10:33 p.m. The motion passed with Members Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Member voting no; no Member absent; and no Member not voting.

County Manager's Report

County Manager Randell Woodruff recommended the Commissioners appoint an official committee to oversee the Register of Deeds office expansion project.

Commissioner Melvin Jeralds made a motion to approve Jeffrey Lees, Peggy Kight, Randell Woodruff, Philip Faison, Clarann Mansfield, and Larry Payne to oversee the Register of Deeds office expansion project. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

Other Matters

Chairman Jennings mentioned that there is Golden Leaf money available to every county and asked the County Manager to investigate if the Golden Leaf money could be used for a library/county museum.

Closed Session

Commissioner Philip Faison made a motion to go into closed session pursuant to G.S. 143-318.11(a)(3) for the purpose of consultation with Attorney and pursuant to G.S. 143-318.11(a)(6) for the purpose of discussing personnel. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

The Commissioners entered closed session at 10:45 p.m.

Commissioner Philip Faison made a motion to come out of closed session and back into regular session. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

The Commissioners re-entered regular session at 11:20 p.m.

Adjournment

Commissioner Melvin Jeralds made a motion to adjourn the meeting. The motion passed with Commissioners Melvin Jeralds, Mike Andrews, Philip Faison and Chairman Jeffrey Jennings voting aye; no Commissioner voting no; no Commissioner absent; and no Commissioner not voting.

The meeting adjourned at 11:21 p.m.

Jeffrey B. Jennings, Chairman
Camden County Board of Commissioners

ATTEST:

Ava J. Gurganus
Clerk to the Board